

AO 91 (Rev. 08/09) Criminal Complaint

UNITED STATES DISTRICT COURT

for the
Southern District of TexasUnited States Courts Southern
District of Texas
FILED

June 28, 2023

Nathan Ochsner, Clerk of Court

United States of America

v.

Armando Pacheco

YOB: 1999

Citizenship: United States

Case No. M-23-1169-M

Defendant(s)

CRIMINAL COMPLAINT

I, the complainant in this case, state that the following is true to the best of my knowledge and belief.

On or about the date(s) of June 28, 2023 in the county of Hidalgo in the
Southern District of Texas, the defendant(s) violated:*Code Section*

18 U.S.C. § 554

Offense Description

Did knowingly and willfully attempt to export or send from the United States, any article, or object, to wit: one (1) firearm; one (1) magazine; and 92 rounds of ammunition, as defined by the Commerce Control List, contrary to any law or regulation of the United States, in that the Defendant had not obtained a license or written authorization for such export, in violation of Title 50, US Code, Section 4819 and Title 15, Code of Federal Regulations, Section 730 et. seq., all in violation of Title 18, US Code, Section 554.

This criminal complaint is based on these facts:

See Attachment "A"

☒ Continued on the attached sheet.

Approved by AUSA Devin Walker

Sworn to and executed by reliable
electronic means, and attested
telephonically per Fed. R. Cr. 4.1,
and probable cause found on:/s/ Juan J. Flores Jr.*Complainant's signature*Juan J. Flores, Jr., HSI Special Agent*Printed name and title*Date: 06/28/2023 10:08 PM
*Judge's signature*City and state: McAllen, TexasNadia S. Medrano, U.S. Magistrate Judge*Printed name and title*

Attachment A

On June 28, 2023, Armando PACHECO arrived at the Hidalgo port of entry in Hidalgo, Texas driving a Nissan Pathfinder. PACHECO was traveling in the southbound lanes leading to Mexico. U.S. Customs and Border Protection (CBP) officers contacted PACHECO prior to exiting the United States and asked the subject if he was transporting firearms, ammunition, or monetary instruments exceeding \$10,000 (USD). PACHECO provided a negative oral declaration to that effect.

CBP officers performed a thorough inspection of the vehicle and discovered one (1) Taurus Millennium Pro PT 140, .40 caliber semiautomatic pistol; one (1) magazine with a 10 round capacity; and approximately ninety-two (92) rounds of .40 caliber ammunition. The firearm was concealed in the air filter area of the vehicle and the ammunition was concealed inside socks in the taillight area.

Homeland Security Investigations Special Agents advised PACHECO of his Miranda Rights in the English language. PACHECO provided a written waiver of his right to counsel and agreed to answer the agents' questions. During the course of the interview, PACHECO stated that he was aware that it was illegal to smuggle firearms and ammunition out of the United States. PACHECO stated that he attempted to smuggle the weapon and ammunition into Mexico for protection in Mexico.

PACHECO does not possess a license from the United States government to export firearms.